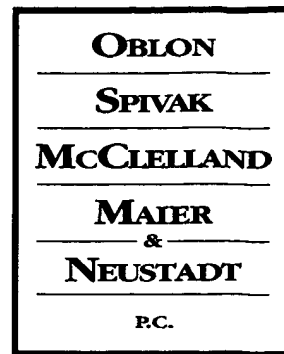




Docket No.: 249444US3

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/790,497

Applicants: Satoshi YAMAGUCHI

Filing Date: March 1, 2004

For: MANUFACTURING METHOD AND APPARATUS  
OF MAGNETIC HEAD DEVICE, AND MAGNETIC  
HEAD DEVICE

Group Art Unit: 3729

Examiner: TUGBANG, A.D.

SIR:

Attached hereto for filing are the following papers:

**RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
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DOCKET NO: 249444US



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
SATOSHI YAMAGUCHI : EXAMINER: TUGBANG. A.D.  
SERIAL NO: 10/790,497 :  
FILED: MARCH 1, 2004 : GROUP ART UNIT: 2627  
FOR: MANUFACTURING METHOD :  
AND APPARATUS OF MAGNETIC HEAD  
DEVICE, AND MAGNETIC HEAD  
DEVICE

RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction and Election Requirement dated October 27, 2006, Applicants provisionally elect, *with traverse*, Group I, Claims 1-7, listed in the Requirement as drawn to a process of making a magnetic head device, and provisionally elect, *with traverse*, Species IA listed in the Requirement as requiring preheating with a laser beam with specific irradiation energy control and readable on Claims 2-4. Applicants list Claims 1-4 as readable thereon and respectfully submit that at least Claim 1 is generic.

Applicants are entitled to consideration of claims, directed to additional non-elected species, which include the limitations of an allowable generic claim, as provided by 37 C.F.R. 1.141(a).

Applicants respectfully traverse the Requirement for the following reason.

MPEP § 803 states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

The claims of the present invention would appear to be part of an overlapping search area. Accordingly, Applicants respectfully traverse the outstanding Requirement on the grounds that a search and examination of the entire application would not place a serious burden on the Examiner. Therefore, an action on all of the Claims 1-18 is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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